

**REMARKS/ARGUMENTS**

Reconsideration and allowance in view of the foregoing amendment and the following remarks are respectfully requested.

Claims 1-36 remain pending. Claims 5-24 have been allowed. Claim 36 has been amended.

The applicant and the undersigned wish to thank Examiner Harris for the courtesies extended during the interview of June 21, 2006. The Amendment discussed during the interview has been presented above and the arguments made are repeated herein for the record.

During the Interview, the Examiner mentioned for the first time some inconsistencies among reference numerals. The specification and drawings will be reviewed and revised, if and as necessary, by supplemental response.

It is noted that the Examiner returned copies of the August 27, and November 12, 2004 Information Disclosure Statement Forms PTO-1449, but only some of the listed documents were initialed (see attached copies). It is respectfully requested that the Examiner initial all listed documents to confirm consideration thereof.

Original claim 36 was rejected under 35 USC 112, second paragraph as allegedly being in improper dependent claim. Claim 36 has been re-written in independent form to obviate the grounds for this rejection.

Reconsideration and withdrawal of the rejection of claim 36 is requested.

Original claims 1-4 and 25-35 were rejected under 35 USC 102(b) as being anticipated by Shozo (JP 06246781). Applicant respectfully traverses this rejection.

For the Examiner's information and reference, a machine translation of JP '781 is submitted herewith.

In attempting to read Shozo on claim 1, the Examiner has characterized part 27 of Shozo as the functional part recited in applicant's independent claims. Applicant respectfully traverses the Examiner's characterization of Shozo.

As clearly understood from the attached machine translation of Shozo, part 27 is actually a nozzle of an injection molding machine and as such is not a functional part of an intake system, much less a functional part attached to a tubular portion formed of a plurality of divided primary mold members, as claimed in claim 1. In this regard, it is respectfully noted that claim 1 specifically provides that the intake system is comprised of a tubular portion formed of a plurality of divided primary mold members that form a packing portion (into which a secondary molding resin can be packed) and a functional part attached to the tubular portion and having an arm portion that is superimposed on the tubular portion. As defined in claim 1, the lock-shaped portion includes a first neck portion which extends radially outwardly of the trunk portion so as to penetrate the primary mold members and the arm portion (of the functional part). As defined in claim 1, then, the lock shaped portion formed from the secondary molding resin includes not only a trunk portion but also a neck portion which penetrates the primary mold members and the arm portion of the functional part and has a first head at the end of the first neck portion opposite to the end that faces the trunk portion. It is, the trunk portion and the first head portion lock the arm portion of the functional part to the primary mold member(s).

A careful examination of Shozo reveals that only two parts are connected together in Shozo and those are the primary mold members which define the packing portion 11A/11B into which the secondary molding resin can be packed. Shozo does not teach or suggest a further, functional part having an arm portion that is attached to the primary molded members and through which a neck of a lock-shaped portion penetrates. The assembly depicted in Figure 3 of Shozo delivers the secondary molding resin to the primary mold members as shown in Figure 5 but is not attached thereto and no lock shaped portion as claimed connects it to the assembled primary molded

members. It is therefore respectfully submitted that claim 1 is not anticipated by Shozo.

Claim 25 is likewise not anticipated by nor obvious from the Shozo disclosure. In this regard, Shozo does not teach or suggest an intake system production method wherein a functional part is joined to a tubular portion formed of a plurality of divided primary molded members with a secondary molding resin. The assembly 21, 30 of Figure 3 of Shozo is not joined to the tubular portion with the secondary molding resin but rather is temporarily engaged therewith (as depicted in Figure 5 of Shozo) to deliver the secondary molding resin to the joint between the primary molding members. The resin delivery system is then disengaged as illustrated in Figure 6 of Shozo. Thus, a functional part joined to a tubular portion as recited in claim 25 is not anticipated by nor obvious from Shozo.

Claim 28 specifically provides that there are two outer resin molded bodies and an intermediate resin molded body, and that molten resin is substantially simultaneously injected into the two interfaces between the respective outer and intermediate resin molded bodies, so that the three molded bodies are welded together. Shozo teaches only two molded bodies welded together as understood from Figure 6 thereof. Component 21 is temporarily applied against the other molded members but is not welded thereto. It is therefore respectfully submitted that claim 28 and claim 36, which is similarly limited, are not anticipated by nor obvious from Shozo either.

In view of the foregoing, reconsideration and withdrawal of the rejection based on Shozo is solicited.

Attached is a Form PTO/SB/08a listing the enclosed documents.

The listed documents were first cited in a Japanese Office Action mailed April 11, 2006, a copy of which is attached with translation. It is noted that JP 63-57222 and JP 6-246781 are already of record. Therefore, those documents are not listed or attached.

INO ET AL  
Appl. No. 10/775,136  
June 29, 2006

I hereby certify that each enclosed document listed on the herewith Form PTO/SB/08a was first cited in the attached Japanese Office Action, dated April 11, 2006, issued in a counterpart foreign application not more than three months ago.

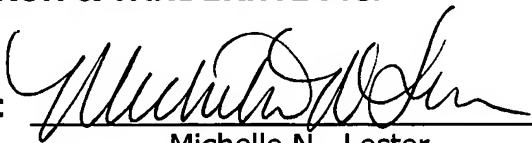
This Information Disclosure Statement is intended to be in full compliance with the rules, but should the Examiner find any part of its required content to have been omitted, prompt notice to that effect is earnestly solicited, along with additional time under Rule 97(f), to enable Applicant to comply fully.

Consideration of the foregoing and enclosures plus the return of a copy of the herewith Form PTO/SB/08a with the Examiner's initials in the left column per MPEP 609 are earnestly solicited.

All objections and rejections having been addressed, it is respectfully submitted that the present application is in condition for allowance and an early Notice to that effect is earnestly solicited.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

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